



Express Mail Label No. EV 337 197 896 US

Attorney Docket No. 50450-8039.US00

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Bartelmez et al.

SERIAL No.: 09/900,115

FILED: July 6, 2001

FOR: **TRANSFORMING GROWTH FACTOR BETA  
(TGF- $\beta$ ) BLOCKING AGENT-TREATED STEM  
CELL COMPOSITION AND METHOD**

EXAMINER: McGarry, S.

ART UNIT: 1635

CONFIRMATION No. 5757

**Request for Corrected Notice of  
Recordation of Assignment Document**

Mail Stop Issue Fee  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests a Corrected Notice of Recordation of Assignment Document in which the Assignee's name is misspelled. Please change the assignee name from "AVI BIOPHARMAC INC." to --AVI BioPharma, Inc.--.

Attached is a copy of the Notice of Recordation of Assignment Document on which the error appears with the requested change made in red ink, a copy of the Form PTOL-1595 showing the correct spelling of the Assignee name, and a copy of the original Assignment reflecting the correct spelling of the Assignee name.

No fees are believed due with this request. However, the Commissioner is hereby authorized to charge any deficiency in fees herein for timely filing of this request to Deposit Account No. 50-2207.

Respectfully submitted,

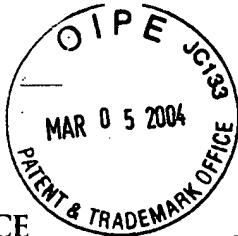
*Jacqueline F. Mahoney*  
Jacqueline F. Mahoney  
Registration No. 48,390

Date: March 4, 2004

**Correspondence Address:**

Customer No. 22918

Tel: 650 838-4410



# COPY

MARCH 23, 2002

PERKINS COIE LLP  
PETER J. DEHLINGER  
PO BOX 2168  
MENLO PARK, CA 94026

RECEIVED  
PTAS  
MAR 29 2002

PERKINS COIE LLP

Chief Information Officer  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)



\*101964851A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 10/29/2001

REEL/FRAME: 012508/0494  
NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
BARTELMEZ, STEPHEN H.

DOC DATE: 10/17/2001

ASSIGNOR:  
IVERSEN, PATRICK L.

DOC DATE: 10/12/2001

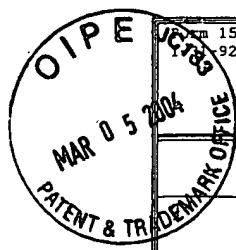
ASSIGNEE:  
~~AVI BIOPHARMAC INC.~~ AVI BioPharma, Inc.  
4575 S.W. RESEARCH WAY  
SUITE 200  
CORVALLIS, OREGON 97333

SERIAL NUMBER: 09900115  
PATENT NUMBER:

FILING DATE: 07/06/2001  
ISSUE DATE:

SHARON BROOKS, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

DOCKETED  
MAR 29 2002  
PERKINS COIE LLP



**COPY**

RECOF

To the Honorable Assistant

Name of conveying party(ies):

Stephen H. Bartelmez

Patrick L. Iversen

Add'l names of conveying parties attached?  
 Yes  No

3. Nature of conveyance:  Assignment  
 Merger  Security Agreement  Other  
 Change of Name  Reassignment

4. Date of execution: 10/17/01 and  
10/12/01, respectively

5. Application number(s) and/or patent number(s):

If this document is being filed with a new application, the date of signature by the first named inventor was: \_\_\_\_\_.

A. Patent Application No.(s)  
09/900,115 filed 07/06/01

B. Patent No.(s)

Additional numbers attached:  Yes  No

6. Name and address of party to whom correspondence concerning document should be mailed:

Perkins Coie LLP  
P.O. Box 2168  
Menlo Park, CA 94026  
(650) 838-4300

7. Total No. of applications and patents involved:  
one (1)

8. Total fee (37 CFR §3.41): \$40.00  
 Please charge Deposit Account No. 50-0665 for amount due.

9. Total number of pages, including cover sheet, attachments and document: 6

01/29/2002 TDIAZ1 00000131 500665 09900115

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DO NOT USE THIS SPACE

10. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Peter J. Dehlinger  
Name of Person Signing

Signature

10-09-01

Date

# COPY

Attorney Docket 0450-0039.30

## Assignment

THIS ASSIGNMENT, by Stephen H. Bartelmez and Patrick L. Iversen, (hereinafter referred to as the Assignors), residing at Seattle, Washington and Corvallis, Oregon, respectively, witnesseth:

WHEREAS, the said Assignors have invented certain new and useful inventions set forth in an application for Letters Patent of the United States entitled TRANSFORMING GROWTH FACTOR BETA (TGF-β) BLOCKING AGENT-TREATED STEM CELL COMPOSITION AND METHOD, bearing Serial No. 09/900,115 and filed on July 6, 2001;

WHEREAS, AVI BioPharma, Inc., a corporation duly organized under and pursuant to the laws of Oregon, and having its principal place of business at 4575 S.W. Research Way, Suite 200, Corvallis, OR 97333 (hereinafter referred to as the Assignee), is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon;

NOW, THEREFORE, for valuable consideration, the receipt of which is hereby acknowledged, the said Assignors have sold, assigned, transfer and set over, and by these presents does sell, assign, transfer and set over, unto the said Assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations, and continuations-in-part of said application, or reissues, reexaminations, or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by the said Assignee, for its own use and behoof, and the use and behoof of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the Assignor, had this sale and assignment not been made.

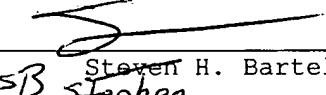
AND, for the same consideration, the said Assignors hereby covenant and agree to and with the said Assignee, its successors, legal representatives and assigns, that, at the time of execution and delivery of these presents, the said Assignors are the joint and lawful owners of the entire right, title and interest in and to the said inventions and the application for Letters Patent above-mentioned, and that the same are unencumbered and that the said Assignors

have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND, for the same consideration, the said Assignors hereby covenant and agree to and with the said Assignee, its successors, legal representatives and assigns, that the said Assignors will, whenever counsel of the said Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation, or continuation-in-part of any application for Letters patent, or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said Assignees, their successors, legal representatives and assigns, but at the cost and expense of the said Assignee, its successors, legal representatives and assigns.

AND, the said Assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to the said Assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use and behoof of the said assignee, its successors, legal representatives and assigns.

Date: 17 Oct. 2001

  
\_\_\_\_\_  
SB <sup>Steven H. Bartelmez</sup>  
Stephen

Date: \_\_\_\_\_

\_\_\_\_\_  
Patrick L. Iversen

have good and full right and lawful authority to sell and convey the same in the manner herein set forth.

AND, for the same consideration, the said Assignors hereby covenant and agree to and with the said Assignee, its successors, legal representatives and assigns, that the said Assignors will, whenever counsel of the said Assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation, or continuation-in-part of any application for Letters patent, or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said Assignees, their successors, legal representatives and assigns, but at the cost and expense of the said Assignee, its successors, legal representatives and assigns.

AND, the said Assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to the said Assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use and behoof of the said assignee, its successors, legal representatives and assigns.

Date: \_\_\_\_\_

Steven H. Bartelmez

Date: 10/12/01

Patrick L. Iversen

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

On \_\_\_\_\_ before me, \_\_\_\_\_, personally appeared **Stephen H. Bartelmez**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

\_\_\_\_\_  
Signature

(Seal)

\* \* \* \* \*

STATE OF OregonCOUNTY OF Benton

On 10-12-01 before me, Beth Chamblin, personally appeared **Patrick L. Iversen**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



WITNESS my hand and official seal.

Beth Chamblin  
\_\_\_\_\_  
Signature

(Seal)

Note: May be notarized in lieu of witnessing.

\* \* \* \* \*

WITNESSES TO SIGNATURE BY Stephen H. Bartelmez

1.



Signature

10/17/91

Date

Elizabeth R. Bartelmez

Print Name

2922 NW 85th St

Street Address

Seattle WA 98117

City, State &amp; Zip Code

2.

Signature

Date

Print Name

Street Address

City, State &amp; Zip Code

WITNESSES TO SIGNATURE BY Patrick L. Iversen

1.

Signature

Date

Print Name

Street Address

City, State &amp; Zip Code

2.

Signature

Date

Print Name

Street Address

City, State &amp; Zip Code

\* \* \* \* \*

Note: May be notarized in lieu of witnessing.